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ORDINANCE NO. 64-13

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY ADDING A SUBCHAPTER TO CHAPTER 37 TITLED TAX INCREMENTAL DISTRICTS.

BE IT ORDAINED BY THE CITY OF SIOUX FALLS, SD:

Section 1. That the Code of Ordinances of Sioux Falls, SD, are hereby amended by adding a subchapter to read:

Tax Incremental Districts

Section 2. That the Code of Ordinances of Sioux Falls, SD, are hereby amended by adding a subchapter to read:

§ 37.216 Authority and Purpose.

This subchapter is adopted pursuant to the authority granted to municipalities under SDCL Chapter 11-9 to create tax incremental districts. The city may create tax incremental districts for any of the purposes allowed by SDCL Chapter 11-9. Nothing in this subchapter shall limit the city's ability to utilize tax incremental districts unless specifically stated herein.

Section 3. That the Code of Ordinances of Sioux Falls, SD, are hereby amended by adding a subchapter to read:

§ 37.217 Application.

An application requesting the establishment of a tax incremental district shall be completed and submitted to the community development department on an application form prepared by the department.

Section 4. That the Code of Ordinances of Sioux Falls, SD, are hereby amended by adding a subchapter to read:

§ 37.218 Fees and Cost Recovery (likely to be moved to the "Fees" chapter).

- (a) Application Fee: Any applicant under this subchapter shall submit a nonrefundable application fee with the completed application form in the amount of \$2,500.00.

- (b) Payment Processing and Administration Fee: A processing and administrative fee of \$250.00 per reimbursement payment made during the reimbursement period shall be recovered by the city of Sioux Falls from the tax incremental district revenue reimbursement.
- (c) All direct costs incurred by the city in the evaluation of an application under this subchapter shall be reimbursed by the applicant in a timeframe established by the city.

Section 5. That the Code of Ordinances of Sioux Falls, SD, are hereby amended by adding a subchapter to read:

§ 37.219 Evaluation, Documents, and Presentation.

The Community Development Department shall be responsible for:

- (a) Evaluating each application under this subchapter and providing a recommendation to the planning commission and city council for consideration.
- (b) Creating a project plan and district boundary maps.
- (c) Presenting the request at all public hearings.

Date adopted: 10/15/13 .

Mike T. Huether
Mayor

ATTEST:
Lorie Hogstad
City Clerk